IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SECOND DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO : 18983 of 1999

Between:

D.C.Gurappa Naidu S/o.D.Rangappa Naidu
S.V.High School, Tirumala, Chittoor District

..... PETITIONER

AND

1 Tirumala Tirupathi Devasthanam rep.by its Executive Officer, Tirupathi
2 B.Jayasree W/o.Sahadeva Reddy,
S.K.R.S. (EM) High School, TTD Tirupathi, Chittoor District

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue writ of mandamus or any other appropriate writ or direction declaring the order of the 1st respondent passed in Roc.No.D235785/DEO/97, Dt.08/07/1999 as illegal and arbitrary and consequently direct the 1st respondent to fix the seniority of the petitioner in terms of Memo No.00144/Ser.II-1/99-1 Dt.22/04/99 and further direct the 1st respondent to promote the petitioner to the post of Head Master from the date of his junior was promoted and pass such other order.

Counsel for the Petitioner: MR.O.MANOHAR REDDY

Counsel for the Respondent No.1: MR.A.RAMALINGESWARA RAO,

SC FOR TTD

Counsel for the Respondent No.2: MR.K.RAGHUVEER REDDY

The Court made the following:

ORDER:

When this matter had came up earlier on 25.01.2005 none appeared for the petitioner and even today request is sought to make adjournment. However, having heard the learned counsel appearing on the other side and on perusal of the material, it is seen that the impugned proceedings is only making an in-charge appointment in respect of which the petitioner cannot claim any enforceable right.

In view of the same, I do not find any justification to entertain the very writ petition itself. The writ petition is accordingly dismissed. However, it shall be open for the petitioner to assail any regular proceedings passed by the first respondent by availing proper legal remedies. No order as to costs.

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B.PRAKASH RAO, J

02.02.2005

DR

To

1. The Executive Officer, Tirumala Tirupathi Devasthanam, Tirupathi

2. CD copies